



**THE ATTORNEY GENERAL
OF TEXAS**

JIM MATTOX
ATTORNEY GENERAL

December 27, 1990

Mr. Paul Higgins
City Attorney
City of DeSoto
200 S. Hampton
DeSoto, Texas 75115

OR90-589

Dear Mr. Higgins:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your most recent correspondence with this office was assigned ID# 11211.

The DeSoto Fire Department [the department] received an open records request from one of its employees for "any and all documents, records, and files pertaining to myself, that the city of DeSoto, Texas has in their possession." You state that the department has made available to the requestor all records contained in his "permanent" personnel file, but inquire whether the department must also release information contained in his "pre-employment" file.

You have raised none of the act's exceptions to required public disclosure with regard to the requested information. The requested information is consequently presumed to be public and must be released. See Open Records Decision No. 325 (1982) (copy enclosed). We note that although some of the information at issue may be deemed confidential by common-law privacy or by statute, those types of information must nevertheless be released to the requestor, who has a special right of access to that information. See generally Open Records Decision No. 565 (1990).

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with a published open records decision. If you have questions about this ruling, please refer to OR90-589.

Yours very truly,

A handwritten signature in cursive script that reads "Susan Garrison".

Susan Garrison
Assistant Attorney General
Opinion Committee

RWP/le

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Ref.: ID# 11211
ID# 11052

Enclosures: Open Records Decision No. 325

cc: Norman W. Orr
4516 Indian Oaks Trail
Arlington, Texas 76017